

MEMBERS PRESENT:

Laurie A. Boivin, Tribal Chairwoman
Randal Chevalier
Lynnette A. Miller
Myrna R. Warrington
Lisa S. Waukau
Bruce J. Pecore
Kenneth A. Fish
David A. Miller
Rebecca D. Alegria

1. Call to Order – Roll Call

Chairwoman Laurie Boivin called the meeting to order at 5:00 P.M. Roll Call was taken with a quorum present.

2. Menominee Prayer.

Legislator D. Miller said the Menominee Prayer.

3. Public Comment Period.

Legislator Rebecca Alegria – Traditional Home (Wigwam): *“Roseanne Otradovec and Jerome Sanapaw visited her several times inquiring about traditional living. She stated that currently they are residing in one of Housings Transitional homes, but you can only reside in those types of homes for six (6) months due to the long waiting list from people that have been residing in the Eagle's Homeless Shelter. Housing Director, Betty Jo Wozniak allowed them to stay longer than allowable; nevertheless, the next family on the waiting list has a handicapped child that is in a wheelchair so they had to move out. There is just not enough housing on the reservation, so they have decided to build a wigwam to live in during the winter months, which is a traditional Menominee home that can be packed up and relocated whenever, and not permanent structures like hunting shacks, and they have agreed to live as requested at their own risk. The applauded them for wanting to go back to living the traditional way, and they are also willing to teach traditional teachings in their home to whoever is interested. In addition, David Grignon did a walk over of the area they requested to build the wigwam on, and there was no archeological findings found in the area of the old Tom Wiskeno Camp that was located in West Branch years ago.”*

MOTION BY REBECCA ALEGRIA THAT TWO TRIBAL MEMBERS JEROME AND ROSEANNA OTRADOVEC-SANAPAW ARE ALLOWED TO SET UP A TRADITIONAL MENOMINEE HOME, A WIGWAM, WHICH IS NOT A PERMANENT STRUCTURE, AS A WINTER CAMP JUST OFF OF TOM WISKENO ROAD IN THE WEST BRANCH OF THE MENOMINEE INDIAN RESERVATION AND THAT THEY ARE NOT GIVEN A CITATION, PENALIZED, FINED OR HARASSED IN ANY WAY AS LONG AS THEY UPHOLD THE FOLLOWING STIPULATIONS: 1) THEY ARE AT THEIR OWN RISK; 2) THEY KEEP THEIR WINTER CAMP AREA CLEAN INCLUDING SANITATION AND SAFETY; 3) THAT THEIR WIGWAM NEVER BECOMES A PERMANENT STRUCTURE; 4) THAT THEY OPEN UP THEIR CAMP TO ANYONE WHO WANTS TO LEARN THE MENOMINEE CULTURE IN ANY OF THE FOLLOWING: A) STORY TELLING; B) HIDE TANNING; C) WIGWAM BUILDING; D) OUTDOOR COOKING INCLUDING WILD GAME; E) TRADITIONAL ARTS; AND F) ANY OTHER CULTURAL ACTIVITY THEY CAN PROVIDE. SECOND WAS MADE BY KENNETH FISH. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

Legislator Randal Chevalier – Get-Out-The-Vote (GOTV) Rally: *“He wanted to thank Legislator Fish and Pecore, and the Chairman's staff, all the other Legislator's that attended, and everyone else that assisted with the GOTV event. He commended Legislator Fish on a great job of facilitating the event of reminding our Tribal members of just how important this upcoming election really is, and how it relates to the Tribe's issues.”*

Chairwoman Boivin commended everyone for everyone's satisfactory performance on the GOTV campaign and the active approach that was taken. In addition, she also stated that Stockbridge-Munsee President Kim Vele and Cassie Molkentin were appreciative of the active approach as well.

Freida Bergeon – MIEDA BOARD: *“She commended Legislator Fish for having the prominent people at the rally, and stated he did a very well job. She requested to request a copy of the MIEDA Board's Bylaws, Charter, and Ordinance that created this Board and what the goals and objectives are of the MIEDA Board and why they need money to do what they want to do.”*

MIEDA Board Chairman, Lisa Waukau invited Frieda to attend their next meeting, and informed her that MIEDA has been in operation for the last six (6) months now and their goal is to bring real Economic Development to the reservation which in turn would

create jobs for our Tribal members. They have been given tasks by the Legislature and one of those was to bring a Supermarket back to the Reservation so that is what they have been focusing mainly on upon other tasks given to them by the Legislature to fulfill.

4. **1ST Consideration of Ordinance No. 10-28 Recreational Lease Requests to Tribal Members.**

MOTION BY LYNNETTE MILLER TO APPROVE 1ST CONSIDERATION OF ORDINANCE NO. 10-28 (RECREATIONAL LEASE REQUESTS, AUTHORIZE SIGNATURES, AND SEND IT TO PUBLIC HEARING ON NOVEMBER 4, 2010 AT 4:30 P.M. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

5. **Final Approval of Amendment to Ordinance No. 80-14 – Canceling Recreational Leases to Tribal Members.**

MOTION BY REBECCA ALEGRIA FOR FINAL APPROVAL OF MENOMINEE TRIBAL LEGISLATURE AMENDMENT TO ORDINANCE NO. 80-14 CANCELING RECREATIONAL LEASES. SECOND WAS MADE BY LISA WAUKAU. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

6. **Final Approval of Amendment to Ordinance No. 81-18 & 07-32 – Canceling Residential Leases to Tribal Members.**

MOTION BY REBECCA ALEGRIA FOR FINAL APPROVAL OF MENOMINEE NATION MENOMINEE TRIBAL LEGISLATURE AMENDMENT TO ORDINANCE NO. 81-18 & 07-32 CANCELING RESIDENTIAL LEASES. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

7. **Final Approval of Ordinance No. 10-23 Residential Lease Requests to Tribal Members.**

MOTION BY RANDAL CHEVALIER FOR FINAL APPROVAL OF ORDINANCE NO. 10-23 RESIDENTIAL LEASE REQUESTS. SECOND WAS MADE BY REBECCA ALEGRIA. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

8. **Final Approval of Ordinance No. 10-24 Recreational Lease Requests to Tribal Members.**

MOTION BY LYNNETTE MILLER FOR FINAL APPROVAL OF ORDINANCE NO. 10-24 RECREATIONAL LEASE REQUESTS TO TRIBAL MEMBERS. SECOND WAS MADE BY LISA WAUKAU. THE MOTION CARRIED: 9 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

9. **10-Day Waiver Request(s).**

There was no 10-day waiver request(s) made at this time.

10. **Menominee Language and Culture Code Commission Recommendation of September 14, 2010 – Approve Addendum to MOA for Monica Macaulay.**

MOTION BY REBECCA ALEGRIA TO APPROVE THE MEMORANDUM OF AGREEMENT ADDENDUM NUMBER 1 BETWEEN THE MENOMINEE INDIAN TRIBE AND THE UNIVERSITY OF WISCONSIN SYSTEM ON BEHALF OF THE UNIVERSITY OF WISCONSIN MADISON FOR MONICA MACAULAY AND AUTHORIZE CHAIRMAN LAURIE BOIVIN TO SIGN. SECOND WAS MADE BY BRUCE PECORE.

Legislators were not satisfied that the amendment was not complete and the exhibits that were mentioned in the meeting minutes were not attached. In the future for any new Legislator's that may come aboard will not know what is being requested without all applicable information attached for consideration or approval. In addition, any exhibits or proceeds that come from the proposals need to go to Historic Preservation where they belong. It was also agreed that the Menominee Language and Culture Commission Director would be notified the next time that all exhibits must be accompanied.

THE MOTION CARRIED: 6 FOR, 2 OPPOSED (FISH & WARRINGTON), 0 ABSTENTIONS, AND 0 ABSENT.

PLEASE NOTE: Legislator Warrington qualified her opposition as follows: *I don't think it was complete, because the attachments weren't there.*

Legislator Fish qualified his opposition as follows: *"I think there are a number of Legislator's that weren't here, and I as a Legislator need to see it again, and if it says it is attached, then it needs to be attached."*

11. Bid Recommendation for the Housing Building Materials (19 Homes).

MOTION BY RANDAL CHEVALIER THAT WE CONCUR WITH THE BID EVALUATION TEAM TO AWARD THE HOUSING BUILDING MATERIALS FOR 19 HOMES TO TORBORG'S LUMBER AND HOME CENTER FOR \$369,469.32 AS BID. SECOND WAS MADE BY REBECCA ALEGRIA.

Questions were raised how the bidder knew the exact amount to bid, and whether MTE ever submitted bids for the Tribe to purchase their lumber.

Property Management and Acquisition Director, Brett Hoffman stated that this bid was related to Housing Departments last ARRA funds, and the bids are posted and it's up to MTE or anyone who wants to be considered for the bids.

THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

12. Resolution No. 10-___ Grant of Rights-of-Way for Installation of Utilities.

PLEASE NOTE: Legislator Alegria stepped out of the meeting at 6:10 P.M.

MOTION BY LYNNETTE MILLER TO APPROVE RESOLUTION NO. 10-64 GRANT OF RIGHTS-OF-WAY FOR INSTALLATION OF UTILITIES, WAIVE THE READING AND AUTHORIZE SIGNATURES WITH CORRECTIONS AND ADDITIONS AS DISCUSSED. SECOND WAS MADE BY DAVID MILLER.

Legislator's questioned why the electricity has been shut off twice in a row. Administrative Service Manager, Jeremy Weso informed the Legislature that Charter Communications cut into the electricity cable and had to repair the broken lines.

Legislator Chevalier also stated there should be an additional *"WHEREAS"* inserted that states that the Tribe retains all of it sovereignty and governmental functions over that land in granting this right away, and that also that all Tribal laws are applicable and enforceable within that right-of-way. Because Conservation has had problems in enforcing that law, because people have been within that right-of-way.

Chairwoman Boivin informed Legislator Chevalier that in the third *"WHEREAS"* it does allow them up to fifteen (15) years.

THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (ALEGRIA).

13. Resolution No. 10-___ Resolution for Approval of Changes to the Tribal Transportation Improvement Plan (TIP).

MOTION BY MYRNA WARRINGTON TO APPROVE RESOLUTION NO. 10-65 RESOLUTION FOR APPROVAL OF CHANGES TO THE TRIBAL TRANSPORTATION IMPROVEMENT PLAN (TIP), WAIVE THE READING AND AUTHORIZE THE SIGNATURES. SECOND WAS MADE BY LYNNETTE MILLER. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (ALEGRIA).

14. Resolution No. 10-___ Removal of Land from Forestry Designation.

PLEASE NOTE: Legislator Alegria re-entered the meeting at 6:16 P.M.

MOTION BY MYRNA WARRINGTON TO APPROVE RESOLUTION NO. 10-66 REMOVAL OF LAND FROM FORESTRY DESIGNATION, WAIVE THE READING AND APPROVE SIGNATURES WITH CORRECTIONS. SECOND WAS MADE BY BRUCE PECORE.

Legislator's questioned the acreage being removed from sustained yield, and if a land acquisition plan has been established.

THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 1 ABSTENTION (FISH), AND 0 ABSENT.

PLEASE NOTE: Legislator Fish qualified his abstention as follows: *"I'd like to have seen some commentary by the Menominee Tribal Enterprises."*

15. Other Business: Matters of an Immediate Nature that Cannot Wait Until the Next Meeting.

MOTION BY RANDAL CHEVALIER THAT WE TAKE UP THIS ONE ITEM UNDER OTHER BUSINESS (DHS MEETING WITH MENOMINEE TRIBAL OFFICIALS). SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

Legislator Chevalier invited the Legislature to attend the next DHS meeting on October 25th from 10 AM – 12 PM in the Tribal Office Boardroom to discuss the family care program which is a new health and family services program being implemented across the State. They are recommending that as many tribal leaders attend across the State to learn how it will affect our elderly. In addition, Menominee, Stockbridge, and Oneida are being mostly affected by the new health care plan, and we need to lobby with the other Tribe's affected as well.

Chairwoman Boivin informed MTL that she authorized our State Lobbyist Joe Strohl to attend this meeting so that he can lobby for us at the State level.

16. 1st Consideration of Repeal of Ordinance No. 82-12 Bingo Control & Regulation.

MOTION BY REBECCA ALEGRIA TO APPROVE 1ST CONSIDERATION OF MENOMINEE TRIBAL LEGISLATURE REPEAL OF ORDINANCE NO. 82-12 BINGO CONTROL AND REGULATION ORDINANCE AND MOVE IT TO PUBLIC HEARING ON NOVEMBER 4, 2010 AT 4:30 P.M. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

17. Final Approval of Amendment to Ordinance No. 09-26 Dispute Resolution Regarding Menominee Tribal Housing Limited Partnership # 5 & # 6.

MOTION BY REBECCA ALEGRIA TO APPROVE FINAL APPROVAL OF MENOMINEE NATION MENOMINEE TRIBAL LEGISLATURE AMENDMENT TO ORDINANCE NO. 09-26 DISPUTE RESOLUTION REGARDING MENOMINEE TRIBAL HOUSING LIMITED PARTNERSHIPS # 5 & # 6. SECOND WAS MADE BY RANDAL CHEVALIER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

18. Final Approval of Ordinance 10-25 Rules Related to Article XIII Businesses.

MOTION BY RANDAL CHEVALIER FOR FINAL APPROVAL OF MENOMINEE NATION MENOMINEE TRIBAL LEGISLATURE ORDINANCE NO. 10-25 RULES RELATED TO ARTICLE XIII BUSINESSES. SECOND WAS MADE BY REBECCA ALEGRIA. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

19. Final Approval of Ordinance 10-26 Menominee Preference in Contracting.

MOTION BY RANDAL CHEVALIER TO *TABLE* FINAL APPROVAL OF ORDINANCE NO. 10-26 MENOMINEE PREFERENCE IN CONTRACTING, AND I'D LIKE TO HAVE THOSE PUBLIC COMMENTS BROUGHT BACK SO THAT WE COULD VOTE THEM UP OR DOWN. SECOND WAS MADE BY LISA WAUKAU. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

20. Final Approval of Ordinance No. 10-27 FY' 2011 Kenosha Budget.

MOTION BY RANDAL CHEVALIER FOR FINAL APPROVAL OF ORDINANCE NO. 10-27 FISCAL YEAR 2011 KENOSHA GAMING AUTHORITY BUDGET. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

21. Approval of Minutes – 1) March 18, 2010 – Regular; 2) March 22, 2010 – Recessed Regular; & 3) August 19, 2010 – Regular.

1) March 18, 2010 – Regular;

MOTION BY DAVID MILLER TO APPROVE THE REGULAR MENOMINEE TRIBAL LEGISLATURE MEETING MINUTES OF MARCH 18, 2010 WITH ANY NOTED CORRECTIONS. SECOND WAS MADE BY LYNNETTE MILLER. *THE MOTION IS DEFEATED*: 4 FOR, 5 OPPOSED (ALEGRIA, BOIVIN, FISH, PECORE, & WARRINGTON) , 0 ABSTENTIONS, AND 0 ABSENT.

PLEASE NOTE: Chairwoman Boivin voted in opposition of the motion to break the tie.

Legislator's Alegria, Boivin, Fish, Pecore, & Warrington did not qualify their oppositions.

The Legislature did not approve these meeting minutes, because there was a motion that still was questionable.

MOTION BY MYRNA WARRINGTON TO *TABLE* THE MEETING MINUTES OF MARCH 18, 2010. SECOND WAS MADE BY RANDAL CHEVALIER. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 1 ABSTENTION (WAUKAU), AND 0 ABSENT.

PLEASE NOTE: Legislator Waukau did not qualify her abstention.

2) March 22, 2010 – Recessed Regular; &

MOTION BY REBECCA ALEGRIA TO APPROVE THE RECESSED REGULAR MINUTES OF MARCH 22, 2010 WITH CORRECTIONS. SECOND WAS MADE BY DAVID MILLER.

KENNETH FISH: I MOVE TO AMEND THE MOTION TO ADD AN ADDENDUM TO THE APPROVED MINUTES TO REVEAL THE MOTION FOR NUMBER 7 BENT TREE. SECOND WAS MADE BY REBECCA ALEGRIA. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

3) August 19, 2010 – Regular.

MOTION BY REBECCA ALEGRIA TO APPROVE THE MENOMINEE TRIBAL LEGISLATURE REGULAR MEETING MINUTES OF AUGUST 19, 2010. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

22. Legislative Time on Task Reports.

The Legislature had no updates to report this at this time.

23. Travel Authorization Requests.

MOTION BY REBECCA ALEGRIA TO APPROVE AGENDA ITEM NUMBER 23 TRAVEL AUTHORIZATION REQUESTS FOR 1) THE LONG TERM CARE IN INDIAN COUNTRY CONFERENCE ON NOVEMBER 1 – 2, 2010 IN WASHINGTON, DC FOR LEGISLATOR RANDAL CHEVALIER; 2) THE GREAT LAKES INTER-TRIBAL COUNCIL BOARD OF DIRECTOR'S MEETING ON NOVEMBER 4, 2010 IN MADISON, WI FOR CHAIRWOMAN LAURIE BOIVIN; 3) THE U.S.D.A TRIBAL CONSULTATION MEETING ON NOVEMBER 8 – 9, 2010 IN MINNEAPOLIS, MN FOR THE CHAIRMAN OF ENFORCEMENT AND RESOURCE PROTECTION COMMITTEE (BRUCE PECORE); 4) DEPARTMENT OF CHILDREN AND FAMILIES CONSULTATION MEETING ON NOVEMBER 9, 2010 IN WABENO, WI FOR LEGISLATOR REBECCA ALEGRIA OR LEGISLATOR LYNNETTE MILLER; 5) THE DEPARTMENT OF HEALTH SERVICES CONSULTATION MEETING ON NOVEMBER 10, 2010 IN WABENO, WI FOR REBECCA ALEGRIA OR LEGISLATOR LYNNETTE MILLER; 6) PARTNERSHIP AGREEMENT CEREMONY ON OCTOBER 26, 2010 IN MADISON, WI FOR CHAIRWOMAN LAURIE BOIVIN; 7) THE 22ND ANNUAL NATIONAL TRAINING CONFERENCE FOR CRIMINAL JUSTICE AND COMMUNITY LEADERS ON NOVEMBER 3, 2010 IN GREEN BAY, WI FOR CHAIRWOMAN LAURIE BOIVIN, AND THE CHAIRMAN OF THE ENFORCEMENT AND RESOURCE PROTECTION COMMITTEE FOR NOVEMBER 3 – 5, 2010; 8) THE REPATRIATION CEREMONY ON NOVEMBER 5, 2010 IN DOOR COUNTY, WI FOR ANY INTERESTED LEGISLATOR; & 9) 12TH NATIONAL INDIAN NATIONS CONFERENCE ON DECEMBER 8 – 11, 2010 IN PALM SPRINGS, CA FOR LEGISLATOR BRUCE PECORE. SECOND WAS MADE BY RANDAL CHEVALIER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

PLEASE NOTE: Legislator Fish requested to comment for the record that on Consultations meetings, it means more of the Tribal Chair attends them instead of individual Legislator's. It is your wish if you just want to do the consultation portion of it, but if you review the consultation agenda there is an array of issues that belongs to the technical staff; nevertheless, it's good that the Chair knows what is going on.

Legislator Waukau requested to comment for the record that if the Chairperson was sent to every Consultation meeting that is all that the Chairman would be doing, and we have to be prudent by approving these travels to these Consultation when in reality it is the staffers that know all of the issues, and they speak very well to the issues. You go to these Consultation meetings, and the Chairman's role is to just sit there and observe, so we shouldn't be sending our Chairman to every Consultation meetings, we need to pick and chose which ones we really need to send out Chairman too.

24. Management Team Reports.

MOTION BY REBECCA ALEGRIA TO APPROVE THE MANAGEMENT TEAM REPORTS FOR THE PERIOD BEGINNING AUGUST 11, 2010 AND ENDING SEPTEMBER 7, 2010. SECOND WAS MADE BY DAVID MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

25. Committee Reports and Recommendations

a. Veterans Ad Hoc of September 30, 2010.

i. Revisions of Alternative Sentencing Ordinance.

MOTION BY MYRNA WARRINGTON TO CONCUR WITH THE VETERANS AD HOC OF SEPTEMBER 30, 2010 TO RECOMMEND TO THE MENOMINEE TRIBAL LEGISLATURE TO HAVE ATTORNEY LINDZEY GRALL, VETERANS SERVICE OFFICER WENDELL ASKETTE, AND LEGISLATOR KENNETH FISH WORK ON REVISING THE ALTERNATIVE SENTENCING ORDINANCE. (TO BE COMPLETED BY NOVEMBER). NO SECOND NECESSARY. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

b. Enforcement and Resource Protection Committee of October 5, 2010.

i. Request Approvals of Memorandum of Understandings for Emergency Shelters;

MOTION BY BRUCE PECORE TO CONCUR WITH THE ENFORCEMENT AND RESOURCE PROTECTION COMMITTEE OF OCTOBER 5, 2010 TO APPROVE THE MEMORANDUM OF UNDERSTANDING FOR THE EMERGENCY SHELTERS (MENOMINEE INDIAN SCHOOL DISTRICT, ST. MICHAEL'S CHURCH, AND ST. ANTHONY'S CHURCH), AND SEND TO THE LEGISLATURE FOR APPROVAL. NO SECOND NECESSARY. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

ii. Request Approval of Menominee Tribal Police Department In-Car Video Policy No. 02-25.

MOTION BY BRUCE PECORE TO CONCUR WITH THE ENFORCEMENT AND RESOURCE PROTECTION COMMITTEE OF OCTOBER 5, 2010 TO APPROVE THE MENOMINEE TRIBAL POLICE DEPARTMENT IN-CAR VIDEO POLICY 02-25 WITH ANY CORRECTIONS, AND SEND TO THE LEGISLATURE FOR APPROVAL. NO SECOND NECESSARY. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

c. Lobbying Task Force of October 11, 2010.

i. Request Approval to Authorize Administrative Leave for Voting; &

MOTION BY KENNETH FISH TO CONCUR WITH THE LOBBYING TASK FORCE OF OCTOBER 11, 2010 TO REQUEST CHAIRWOMAN LAURIE BOIVIN OR THE MENOMINEE TRIBAL LEGISLATURE TO AUTHORIZE ONE (1) HOUR ADMINISTRATIVE LEAVE TO TRIBAL EMPLOYEES FOR EARLY VOTING ON OCTOBER 21, 2010 THROUGH NOVEMBER 2, 2010. NO SECOND NECESSARY. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

ii. Request Tribal Chair to send Memo to all standing Committee Chairperson's and Department Directors.

MOTION BY KENNETH FISH TO CONCUR WITH THE LOBBYING TASK FORCE OF OCTOBER 11, 2010 TO REQUEST CHAIRWOMAN BOIVIN TO SEND A MEMO TO ALL THE STANDING COMMITTEE CHAIRPERSON'S AND DEPARTMENT DIRECTOR'S ASKING FOR A LIST OF NATIONAL ORGANIZATIONS (AND THEIR CONTACT INFORMATION) THAT ARE ASSOCIATED WITH THEIR PROGRAMS. NO SECOND NECESSARY. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

d. Menominee Indian Economic Development Authority of October 11, 2010.

i. Request Approval of ByLaws;

MOTION BY LISA WAUKAU TO CONCUR WITH THE MENOMINEE INDIAN ECONOMIC DEVELOPMENT AUTHORITY OF OCTOBER 11, 2010 TO APPROVE THE BY-LAWS OF THE MIEDA BOARD AND FORWARD TO THE MENOMINEE TRIBAL LEGISLATURE FOR THEIR APPROVAL WITH THE CORRECTIONS AS DISCUSSED. NO SECOND NECESSARY. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 1 ABSTENTION (CHEVALIER), AND 0 ABSENT.

PLEASE NOTE: Legislator Chevalier qualified his abstention as follows: *I don't believe that we should be approving the Charter's By-Laws.*

ii. Request Allocation of Funds for Demolition Site

MOTION BY LISA WAUKAU THAT WE SEND THE REQUEST OF THE MIEDA BOARD OF \$20,000 FOR SITE PREPARATION AND DEMOLITION FOR THE PROPOSAL MARKET SITE TO THE BUDGET AND FINANCE COMMITTEE MEETING, AND TO COME THROUGH THE ORDINANCE PROCESS. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 6 FOR, 2 OPPOSED (ALEGRIA & FISH), 0 ABSTENTIONS, AND 0 ABSENT.

PLEASE NOTE: Legislator Fish qualified his opposition as follows: *"I think that we have a motion by the committee that was sent here and I think that motion should have been voted up and down. I guess the Committee member who chaired it withdrawn the motion without taking it back to Committee, but anyway those are procedural issues. I feel that if there would be a delay I see something from the Wells Fargo Bank or whatever it is gonna come forward also, and I think there's a lot of work that's gotta be done here, and if we would have made the appropriation you would have had your money. It didn't mean you had to spend it, but you would have had your money."*

Legislator Alegria qualified her opposition as follows: *"I'm opposed, because I supported the original motion, and I just believe that's delaying the supermarket project until it's not going to happen."*

- e. Community Development Committee of October 12, 2010.
 - i. Request Transfer of Property;

MOTION BY DAVID MILLER TO CONCUR WITH THE COMMUNITY DEVELOPMENT COMMITTEE OF OCTOBER 12, 2010 TO RECOMMEND TO THE LEGISLATURE TO TRANSFER THE WARREN HOME FROM THE COMMUNITY DEVELOPMENT DEPARTMENT TO THE MENOMINEE TRIBAL HOUSING DEPARTMENT. NO SECOND NECESSARY. THE MOTION CARRIED: 5 FOR, 0 OPPOSED, 3 ABSTENTIONS (ALEGRIA, CHEVALIER & FISH), AND 0 ABSENT.

PLEASE NOTE: Legislator Fish qualified his abstention as follows: *"I don't believe it came to the Housing Committee for action."*

Legislator Alegria qualified her abstention as follows: *"The same as Legislator Fish."*

Legislator Chevalier qualified his abstention as follows: *"I don't have the specific information, and I don't know what's going on."*

- ii. Request to Release Legal Opinion Regarding the Snowmobile/ATV within the Exterior Boundaries of the Reservation; &

MOTION BY DAVID MILLER TO CONCUR WITH THE COMMUNITY DEVELOPMENT COMMITTEE OF OCTOBER 12, 2010 TO REQUEST THAT THE LEGISLATURE ALLOW THE RELEASE OF THE LEGAL OPINION TO THE COMMUNITY DEVELOPMENT COMMITTEE REGARDING NON-TRIBAL MEMBERS UTILIZING A SNOWMOBILE/ATV TRAIL WITHIN THE EXTERIOR BOUNDARIES OF THE RESERVATION. NO SECOND NECESSARY. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

- iii. Request Legal Opinion on the Sale of Property.

MOTION BY DAVID MILLER TO CONCUR WITH THE COMMUNITY DEVELOPMENT COMMITTEE OF OCTOBER 12, 2010 TO REQUEST THAT THE MENOMINEE TRIBAL LEGISLATURE ALLOW THE COMMUNITY DEVELOPMENT COMMITTEE TO RECEIVE A LEGAL OPINION REGARDING THE LEGALITY ON THE SALE OF THE FRANK PAMONICUTT HOUSE. NO SECOND NECESSARY. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

26. 2010 Legislative Goals Progress Reports.

The Tribal Legislature updated each other on their Legislative goals and progress thus far; nevertheless, they did require action.

MOTION BY DAVID MILLER THAT WE HAVE A SPECIAL FOREST MANAGEMENT PLANNING MEETING ON OCTOBER 28, 2010 AT 5:30 P.M. IN THE TRIBAL OFFICE BOARDROOM. SECOND WAS MADE BY REBECCA ALEGRIA. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

MOTION BY KENNETH FISH THAT THE CONSERVATION COMMISSION, ENFORCEMENT AND RESOURCE PROTECTION COMMITTEE, AND THE 99-01 AD HOC COMMITTEE MEET IN A JOINT MEETING IN THE EVENT IF THE MENOMINEE CONSERVATION COMMISSION OR THE ENFORCEMENT AND RESOURCE PROTECTION

COMMITTEE FAILS TO HAVE A QUORUM, THE MEETING SHALL TAKE PLACE, AND THE AD HOC COMMITTEE SHALL FORWARD THE RECOMMENDATIONS TO THE LEGISLATURE. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

27. Approval of Memorandum of Agreement for Wisconsin Indian Tribal Community Reintegration Program.

MOTION BY REBECCA ALEGRIA TO *TABLE* AGENDA ITEM NUMBER 27 APPROVAL OF THE MEMORANDUM OF AGREEMENT (MOA) FOR THE WISCONSIN INDIAN TRIBAL COMMUNITY REINTEGRATION PROGRAM. SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

28. As per LRP 5.03 – EXECUTIVE SESSION: (A) Legal – 1) Approval of 1st, 2nd, & 3rd Quarter Credit Card Reports; 2) U.S.A. and the State of Wisconsin vs. Corporation (Consent Decree); 3) Constitutional Question on Referendum; & 4) Update on CSC Litigation; (B) Personnel; & (C) Gaming – 1) Kenosha Project Update; & 2) MIGA Board Updates.

MOTION BY REBECCA ALEGRIA TO GO INTO EXECUTIVE SESSION. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

**** EXECUTIVE SESSION NOT RECORDED ****

MOTION BY LISA WAUKAU TO COME OUT OF EXECUTIVE SESSION. SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

PLEASE NOTE: It was unknown what time Legislator Chevalier was absent from the meeting after coming out of Executive Session, and what time he returned.

(A) Legal

1) Approval of 1st, 2nd, & 3rd Quarter Credit Card Reports;

MOTION BY MYRNA WARRINGTON TO APPROVE THE CREDIT CARD REPORTS WITH THE STIPULATION THAT THE DOCUMENTS BE SUBMITTED WITHIN THIRTY (30) DAYS AS DISCUSSED. SECOND WAS MADE BY REBECCA ALEGRIA. THE MOTION CARRIED: 6 FOR, 0 OPPOSED, 1 ABSTENTION (PECORE), AND 1 ABSENT (CHEVALIER).

PLEASE NOTE: Legislator Pecore qualified his abstention as follows: *"for obvious reasons."*

2) U.S.A. and the State of Wisconsin vs. Corporation (Consent Decree);

MOTION BY LISA WAUKAU TO AUTHORIZE THE SIGNING OF THE CONSENT DECREE IN THE CASE OF THE UNITED STATES OF AMERICA AND THE STATE OF WISCONSIN VS. NCR CORPORATION ET AL. SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (CHEVALIER).

3) Constitutional Question on Referendum; &

MOTION BY MYRNA WARRINGTON TO APPROVE THE CONSTITUTIONAL QUESTION AS SUBMITTED AND SEND IT OVER TO THE ELECTION COMMISSION FOR FILING. SECOND WAS MADE BY LISA WAUKAU. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

4) Update on CSC Litigation.

There was no motion made after coming out of Executive Session.

(B) Personnel;

There was no motion made after coming out of Executive Session.

(C) Gaming

1) Kenosha Project Update; &

There was no motion made after coming out of Executive Session.

2) MIGA Board Updates.

There was no motion made after coming out of Executive Session.

MOTION BY MYRNA WARRINGTON THAT THE MENOMINEE TRIBAL LEGISLATURE SHOULD BE RESTORED TO THEIR ORIGINAL PAYMENTS FOR MEETINGS AND TIME ON TASK AS ORIGINAL BEFORE COST CONTAINMENT. SECOND WAS MADE BY LISA WAUKAU. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

MOTION BY MYRNA WARRINGTON TO GO PAST THE 10:00 P.M. RULE. SECOND WAS MADE BY LYNNETTE MILLER. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

29. Adjournment.

MOTION BY RANDAL CHEVALIER/LISA WAUKAU TO ADJOURN. THE MOTION CARRIED: 8 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 0 ABSENT.

Meeting Adjourned at 11:15 P.M.

Respectively submitted by,

A handwritten signature in cursive script that reads "Debra A. Bowman".

Debra A. Bowman, Recorder/Transcriber
EXECUTIVE SECRETARY, CHAIRMAN'S OFFICE